

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Toth et al.	Examiner:	Schlientz, Nathan
Application No.:	10/800,291	Group Art Unit:	1616
Filed:	March 12, 2004	Docket No.:	14669.0064USU1
Title:	STABLE PHARMACEUTICAL COMPOSITIONS OF DESLORATADINE		
Confirmation No.	8286		

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**LETTER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. The cited U.S. Patents are listed in the U.S. Food and Drug Administration's Orange Book under various new drug applications covering the use of desloratadine.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of MPEP 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,  
MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
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PATENT TRADEMARK OFFICE



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